K010506

MAY 22 2001

II. *510(k) SUMMARY*

Submitted by: OCEANS SEVEN, INTN'L.
Box 32222
Louisville, KY 40232

Contact Person: Frank C. Sadlo, CEO
Tel/Fax (502)-634-3221

Date Prepared: February 19, 2001

Proprietary Name: The Official Condom of the 21st Century(TM)

Common Name: Latex Condom

Classification Name: Condom (21 CFR §884.5300)

Predicate Device: Latex Lubricated Condom
510(k) #K 984392
993781
994095

Description of the Device: This condom is made of a natural rubber latex sheath, which completely covers the penis with a closely fitted membrane. This condom is designed with an integral ring at the open end and a reservoir at the closed end to contain semen. As stated in United States Patent #5857466, this condom "reduces the risk that the prophylactic will, in use, cause physical injury...(and) is provided in a wide variety of differing sizes one of which best correlates to the needs of each particular user". As stated in the Louisville COURIER-JOURNAL on July 22, 2000, this condom, in addressing the fact that "two of the world's major problems are AIDS and unwanted children," is designed to "give the customers a SAFER, comfortable fit". This Product is designed to conform to established Standards including ASTM D3492, ISO 4074, and EN 600 except in the area of Length and Width as covered in United States Patent #5857466.

Intended Use of the Device: This latex condom has the same intended use as the predicate condom. The condom is used for contraception and for prophylactic purposes (to help prevent pregnancy and the transmission of sexually transmitted diseases.)

Technological Characteristics: This condom has the same technological characteristics as the predicate condoms identified above, except this product is produced in a wide range of sizes to provide a safer, comfortable fit for each individual, maximizing natural sensation and product safety, in accord with U.S. Patent #5857466.

DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

Food and Drug Administration
9200 Corporate Boulevard
Rockville MD 20850

MAY 2 2 2001

Mr. Frank C. Sadlo
CEO
Oceans Seven, International
Box 32222
LOUISVILLE KY 40232

Re: K010506
The Condom of the 21st Century
Dated: February 19, 2001
Received: February 21, 2001
Regulatory Class: II
21 CFR §884.5300/Procode: 85 HIS

Dear Mr. Sadlo:

We have reviewed your Section 510(k) notification of intent to market the device referenced above and we have determined the device is substantially equivalent (for the indications for use stated in the enclosure) to legally marketed predicate devices marketed in interstate commerce prior to May 28, 1976, the enactment date of the Medical Device Amendments, or to devices that have been reclassified in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (Act). You may, therefore, market the device, subject to the general controls provisions of the Act. The general controls provisions of the Act include requirements for annual registration, listing of devices, good manufacturing practice, labeling, and prohibitions against misbranding and adulteration.

If your device is classified (see above) into either class II (Special Controls) or class III (Premarket Approval), it may be subject to such additional controls. Existing major regulations affecting your device can be found in the Code of Federal Regulations, Title 21, Parts 800 to 895. A substantially equivalent determination assumes compliance with the Current Good Manufacturing Practice requirements, as set forth in the Quality System Regulation (QS) for Medical Devices: General regulation (21 CFR Part 820) and that, through periodic QS inspections, the Food and Drug Administration (FDA) will verify such assumptions. Failure to comply with the GMP regulation may result in regulatory action. In addition, FDA may publish further announcements concerning your device in the Federal Register.

Please note: this response to your premarket notification submission does not affect any obligation you might have under sections 531 through 542 of the Act for devices under the Electronic Product Radiation Control provisions, or other Federal laws or regulations.

This letter will allow you to begin marketing your device as described in your 510(k) premarket notification. The FDA finding of substantial equivalence of your device to a legally marketed predicate device results in a classification for your device and thus, permits your device to proceed to the market.

Please be advised that, as of March 25, 1998, labeling for latex condoms (21 CFR §884.5300 and §884.5310) must comply with Use Labeling for Latex Condoms: Expiration Dating, 21 CFR §801.435. Therefore, an expiration date, supported by test data developed under the conditions specified in §801.435(d), must be displayed prominently and legibly on condom labeling. For condoms with spermicidal lubricant, the effective shelf life of the spermicide must be compared with the shelf life of the condom and labeled with the earlier of the two expiration dates. Although supporting data is not to be provided in your 510(k) submission, §801.435(j) requires that you maintain this data and that it be available for inspection by FDA. Furthermore, §801.435(e) requires that if your real-time test data fails to confirm the shelf life estimated by the methods in §801.435(d), then you must relabel all product to reflect the actual shelf life. Condoms are not to be labeled with an expiration date that gives a shelf life more than five years.

If you desire specific advice for your device on our labeling regulation (21 CFR Part 801), please contact the Office of Compliance at (301) 594-4616. Additionally, for questions on the promotion and advertising of your device, please contact the Office of Compliance at (301) 594-4639. Also, please note the regulation entitled, "Misbranding by reference to premarket notification" (21 CFR §807.97). Other general information on your responsibilities under the Act may be obtained from the Division of Small Manufacturers Assistance at its toll-free number (800) 638-2041 or (301) 443-6597,or at its Internet address "http://www.fda.gov/cdrh/dsma/dsmamain.html".

Sincerely yours,

for Nancy C. Brogdon
Director, Division of Reproductive,
Abdominal, and Radiological Devices
Office of Device Evaluation
Center for Devices and
Radiological Health

K010506

VII. INDICATIONS FOR USE STATEMENT

510(k) Number:

Device Name: ** Male Natural Rubber Latex Condom

Indications For Use: The ** condom is used for contraception and for prophylactic purposes (to help prevent pregnancy and the transmission of sexually transmitted diseases).

** The Official Condom of the 21st Century

(PLEASE DO NOT WRITE BELOW THIS LINE - CONTINUE ON ANOTHER PAGE IF NEEDED)

Concurrence of CDRH, Office of Device Evaluation (ODE)

Prescription Use _____ OR Over-The-Counter Use ✓

(Per 21 CFR §801.109)

(Division Sign-Off)
Division of Reproductive, Abdominal, ENT, and Radiological Devices
510(k) Number K010506